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Total Number of Pages in This Submission

Application Number	09/807,906
Filing Date	July 9, 2001
First Named Inventor	Roger J. TALISH
Art Unit	3738
Examiner Name	David J. Isabella
Attorney Docket Number	41482/257774

ENCLOSURES (check all that apply)

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Form PTO/SB/08/a (three sheets)
4 Publications |
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Kilpatrick Stockton, LLP

Signature

Printed Name

Bruce D. Gray

Date

March 14, 2006

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No.

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03-14-06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: TALISH et al.

SERIAL NO.: 09/807,906

Group Art Unit: 3738

FILED: July 9, 2001

Examiner: David J. Isabella

FOR: PROSTHESIS AND METHODS OF INDUCING BONY
INGROWTH USING ULTRASOUND THERAPY

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Date: March 14, 2006

Attorney Docket No.: 41482/257774

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the publications listed on the enclosed Form PTO/SB/08a are cited for consideration by the Examiner.

Submission of the references provided in this Supplemental Information Disclosure is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

This Supplemental Information Disclosure Statement is being filed pursuant to 37 C.F.R. 1.97(b)(3), before issuance of an Action on the merits. Applicants believe that no fee is due for consideration of this paper. However, if a fee is due, the

Commissioner is authorized to charge any such fee that may be due or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Bruce D. Gray', written over a horizontal line.

Bruce D. Gray
Reg. No. 35,799

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number	09/807,906
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First Named Inventor	Roger J. TALISH
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Examiner Name	David J. Isabella
Attorney Docket Number	41482/257774

U.S. PATENT DOCUMENTS

Examine r Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-1,063,782	06-03-1913	G.O. & C.A. Dickey	
		US-2,914,829	12-01-1959	L.F. Willemain	
		US-2,920,853	01-12-1960	J. Bufogle	
		US-3,521,225	07-21-1970	J.I. Kursman et al.	
		US-3,664,626	05-23-1972	L.J. Sneller	
		US-3,714,619	01-30-1973	Morgan et al.	
		US-3,729,162	04-24-1973	Frank J. Salvato	
		US-3,890,953	06-24-1975	Kraus, et al.	
		US-4,141,524	02-27-1979	Louis Corvese, Jr.	
		US-4,229,992	10-28-1980	McKee et al.	
		US-4,266,532	05-12-1981	Ryaby et al.	
		US-4,266,533	05-12-1981	Ryaby et al.	
		US-4,291,025	09-22-1981	Michael A. Pellico	
		US-4,347,645	09-07-1982	Kazuo Iseki	
		US-4,365,359	12-28-1982	Raab	
		US-4,407,044	10-04-1983	Kazuo Iseki	
		US-4,410,158	10-18-1983	Eugene R. Maffei	
		US-4,570,927	02-18-1986	Petrofsky et al.	
		US-4,725,272	02-16-1988	Robert M. Gale	
		US-4,917,376	04-17-1990	Lo	
		US-4,928,959	05-29-1990	Bassett et al.	
		US-5,230,646	07-27-1993	Douglas O. Thorup	
		US-5,368,044	11-29-1994	Cain et al.	
		US-5,425,954	06-20-1995	Thompson et al.	
		US-5,484,388	01-16-1996	Bassett et al.	
		US-5,665,141	09-1997	Vago	
		US-5,702,389	12-30-1997	Taylor et al.	
		US-5,728,095	03-17-1998	Taylor et al.	
		US-5,752,924	05-19-1998	Kaufman et al.	
		US-5,891,143	04-06-1999	Taylor et al.	
		US-5,971,984	10-26-1999	Taylor et al.	
		US-6,030,386	02-29-2000	Taylor et al.	
		US-6,050,943	04-18-2000	Slayton et al.	
		US-6,061,597	05-09-2000	Rieman et al.	
		US-6,190,336	02-20-2001	Duarte et al.	
		US-6,234,975 B1	05-22-2001	McLeod et al.	
		US-6,258,020 B1	07-10-2001	Lopez	
		US-6,311,402 B1	11-06-2001	Brandl et al.	
		US-6,322,527	11-27-2001	Roger J. Talish	
		US-6,406,443	06-18-2002	Roger J. Talish	
		US-6,436,060	08-20-2002	Roger J. Talish	
		US-6,443,898	09-2000	Unger	
		US-6,464,687	10-15-2002	Ishikawa et al.	
		US-6,503,214	01-07-2003	Roger J. Talish	
		US-6,524,261	02-25-2003	Talish et al.	
		US-6,685,656	02-03-2004	Duarte et al.	

PTO/SB/08b(08-03)

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Art Unit	3738
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Attorney Docket Number	41482/257774

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Photographs of Vibrations Platform Built by Julio Tous, Univiersitat Ramon Lllull, Barcelona, Spain (7 pages, 2002)	
		Photographs of Exercise Ergometer Developed by Biodex Medical Systems, Shirley, New York (3 pages, 2002)	
		"Generation of Electric Potentials by Bone in Response to Mechanical Stress," <i>Science Magazine</i> , 137, 1063-1064 (09/28/02)	

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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